

**DECLARATION AND POWER  
OF ATTORNEY FOR UTILITY OR  
DESIGN PATENT APPLICATION**  
(37 CFR 1.63)

☐ Declaration  
Submitted  
With Initial  
Filing

☒ Declaration  
Submitted After Initial  
Filing (surcharge  
(37 CFR 1.16(e))  
required

Attorney Docket No.: ABB10010P0912US

First Named Inventor: Wilfried Lubisch

*COMPLETE IF KNOWN*

Application Number: Unassigned

Filing Date: Herewith

Group Art Unit: Unknown

Examiner Name: Unknown

As a below-named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Heteroaryl-Substituted 1,3-Dihydroindol-2-One Derivatives and Medicaments Containing Them**, the specification of which:

☐ is attached hereto; or

☒ was filed on (MM/DD/YYYY) \_\_\_\_\_ as United States Application Serial No. \_\_\_\_\_ or PCT International Application No. PCT/EP2004/010940, and was amended on (MM/DD/YYYY) 03/30/2006, (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
PCT/EP2004/010940	International	09/30/2004	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit of any United States application(s) listed below.

Application Number(s)	Filing Date	<input type="checkbox"/> Additional application numbers are listed on a supplemental priority data sheet attached hereto.
10/675,300	09/30/2003	

The undersigned hereby authorizes the registered practitioner(s) identified herein to accept and follow instructions from the assignee, if any, of the undersigned or from \_ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the registered practitioner(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the registered practitioner(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the registered practitioner(s) identified by Customer No. 32116 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, whose firm name, mailing address, telephone number, and facsimile number for this application are:

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER

Citigroup Center, Suite 3800

500 West Madison Street

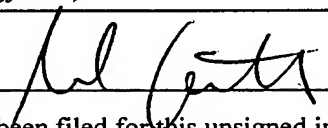
Chicago, Illinois 60661-2511

(312) 876-1800 (phone)

(312) 876-2020 (facsimile)

#### Customer Number (32116)

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	Wilfried Lubisch	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Hirtenaue 38 69118 Heidelberg, Germany	
Signature:		Date: 05/05/2006
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:	Wilfried Hornberger	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Goldeener Winkel 14 67434 Neustadt, Germany	
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

I hereby claim the benefit of any United States application(s) listed below.

Application Number(s)	Filing Date	<input type="checkbox"/> Additional application numbers are listed on a supplemental priority data sheet attached hereto.
10/675,300	09/30/2003	

The undersigned hereby authorizes the registered practitioner(s) identified herein to accept and follow instructions from the assignee, if any, of the undersigned or from \_ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the registered practitioner(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the registered practitioner(s) named herein will be so notified by the undersigned.

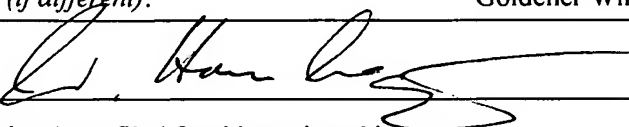
As a named inventor, I hereby appoint the registered practitioner(s) identified by Customer No. 32116 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, whose firm name, mailing address, telephone number, and facsimile number for this application are:

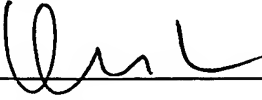
WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
 Citigroup Center, Suite 3800  
 500 West Madison Street  
 Chicago, Illinois 60661-2511  
 (312) 876-1800 (phone)  
 (312) 876-2020 (facsimile)

#### Customer Number (32116)

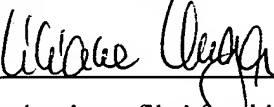
I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

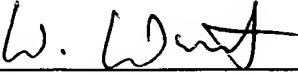
Name of Sole or First Inventor:	Wilfried Lubisch	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Hirtenaue 38 69118 Heidelberg, Germany	
Signature:		Date:
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:	Wilfried Hornberger	
Citizenship:	Germany	
Residence:	Germany	
Mailing Address (if different):	Goldener Winkel 14 67434 Neustadt, Germany	
Signature:		Date: 28.04.2006
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

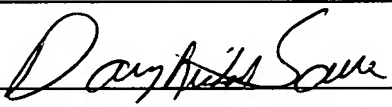
<b>Name of Additional Inventor, if any:</b>	Thorsten K. Oost	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Gaisbergstr. 21 69115 Heidelberg, Germany	
<b>Signature:</b>		<b>Date:</b> 28.04.06
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Daryl Richard Sauer	
<b>Citizenship:</b>	United States	
<b>Residence:</b>	United States	
<b>Mailing Address (if different):</b>	23619 112 <sup>th</sup> Street Trevor, Wisconsin 53179, USA	
<b>Signature:</b>		<b>Date:</b>
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Liliane Unger	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Wollstr. 129 67065 Ludwigshafen, Germany	
<b>Signature:</b>		<b>Date:</b> 28.04.06
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		


<b>Name of Additional Inventor, if any:</b>	Wolfgang Wernet	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Freiheitstr. 73 67434 Neustadt, Germany	
<b>Signature:</b>		<b>Date:</b> 28.04.06
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Thorsten K. Oost	
<b>Citizenship:</b>	United States	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Gaisbergstr. 21 69115 Heidelberg, Germany	
<b>Signature:</b>		<b>Date:</b>
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Daryl Richard Sauer	
<b>Citizenship:</b>	United States	
<b>Residence:</b>	United States	
<b>Mailing Address (if different):</b>	23619 112 <sup>th</sup> Street Trevor, Wisconsin 53179, USA	
<b>Signature:</b>		<b>Date:</b> 4/28/06
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Liliane Unger	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Wollstr. 129 67065 Ludwigshafen, Germany	
<b>Signature:</b>		<b>Date:</b>
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

<b>Name of Additional Inventor, if any:</b>	Wolfgang Wernet	
<b>Citizenship:</b>	Germany	
<b>Residence:</b>	Germany	
<b>Mailing Address (if different):</b>	Freiheitstr. 73 67434 Neustadt, Germany	
<b>Signature:</b>		<b>Date:</b>
<input type="checkbox"/> A petition has been filed for this unsigned inventor.		

Name of Additional Inventor, if any:	Hervé Geneste
Citizenship:	France
Residence:	Germany
Mailing Address (if different):	Rehbachstr. 42 67141 Neuhofen, Germany
Signature: 	Date: April 28th, 2006
<input type="checkbox"/> A petition has been filed for this unsigned inventor.	